



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

MAILED
FROM DIRECTORS OFFICE

DEC 03 2004

TECHNOLOGY CENTER 3600

Knobbe Martens Olson & Bear LLP
2040 Main Street
Fourteenth Floor
Irvine, CA 92614

In re Application of: :
Norman Bruce Moore, et al. :
Serial No. 10/768,434 :
Filed: January 30, 2004 :
For: PULLER-THRUSTER DOWNHOLE TOOL :

**DECISION ON PETITION
TO MAKE SPECIAL
(ENERGY)**

This is a decision on the petition filed January 30, 2004 under 37 CFR 1.102 (c) to make the above-identified application special under the accelerated examination procedure set forth in MPEP 708.02, Section VI: Energy.

A grantable petition to make an application special under 37 C.F.R. 1.102 (c), MPEP 708.02, Section VI for an invention which materially contributes to (A) the discovery or development of energy resources, or (B) the more efficient utilization and conservation of energy resources must be accompanied by statements under 37 CFR 1.102 by applicants or their attorney explaining how the invention materially contributes to category (A) or (B) set forth above.

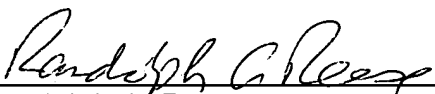
The petition includes a statement by applicants' attorney, Edward A Schlatter. Mr. Schlatter states, "The embodiments of the present invention include a tool having a body configured for insertion in a passage, an assembly mounted radially outward from the body, and a gripper coupled to the assembly wherein a fluid may be directed through a chamber of the assembly into a gripper actuation channel to move the gripper into an expanded condition. Compared to prior art drilling tools, the disclosed tractor can be more reliable and simple and can travel at greater speeds."

These statements are insufficient to grant a petition under 37 CFR 1.102 (c) to make the above-identified application special under the accelerated examination procedure set forth in MPEP 708.02, Section VI: Energy. In this regard, there is nothing in Mr. Schlatter's statement which explains how applicants' invention materially contributes to the discovery or development of energy resources or utilizes and conserves energy resources. A detailed explanation of how the invention meets this criteria is required.

For the above stated reasons, the petition is **DISMISSED**.

Any request for reconsideration must be filed within TWO MONTHS of the date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. Should petitioner desire reconsideration, he should supplement this petition by a declaration or statement giving the information as outlined above. Applicant should promptly submit a renewed petition to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. The envelope should indicate that the correspondence be brought to the attention of Technology Center 3600.

Until the renewed petition is submitted, the application will be returned to the examiner's docket to await treatment on the merits in the normal order of examination.



Randolph A. Reese
Special Programs Examiner
Technology Center 3600
(703) 308-2121

RAR/rwg: 11/09/04